

**CITY OF TAYLORSVILLE  
CITY COMMISSION  
REGULAR MEETING**

**May 6, 2014**

The City of Taylorsville City Commission held a Regular Meeting on Tuesday, May 6, 2014 at 5:00 p.m., at the City Hall Annex.

Present were:

Don Pay, Mayor  
Jack Proctor, Commissioner  
Ellen Redmon, Commissioner  
Kathy Spears, Commissioner  
Beverly Ingram, Commissioner

Staff present:

Steve Biven, City Clerk  
Randy McConnell, Comptroller  
Harold Compton, Public Works Director

Toby Lewis, Police Chief  
Lisa Ware, Co Treasurer

Item #1

Mayor Pay called the meeting to order at 5 p.m. with a brief moment of silence and then Commissioner Ingram lead the group in a recital of the Pledge of Allegiance.

Item #2 – *Consent Calendar*

**Motion was made by Commissioner Proctor and seconded by Commissioner Ingram to approve the Consent Calendar for April 2014 with the noted corrections made to the April 15th meeting.** This approved the minutes of the April 1st Regular Meeting, April 7th, April 9th, April 15th, and April 24th Special Meetings, as well as the payments of General Fund and Water/Sewer Fund April 2014 bills and the fire report and also the noted changes for the Public Works Director to do a weekly schedule and to give a copy of the schedule to the commissioners on a weekly basis, as well as the public works department is to be out of the office at 4:30 unless they are working on a main break. **Motion carried with a vote of 5-0.**

**Item #3- *Comments by the Mayor***

Mayor Pay stated that the Hazard Litigation Grant has officially been approved by FEMA in Atlanta. Any money that has been expended in engineering fees will be reimbursed.

Commissioner Redmon commented on the fire report. She asked Mr. Compton about several fire hydrants that need to be fixed or replaced. He stated that the one at Highview has been replaced, the one at Hallmark by the Lake has been delayed waiting for parts to come in before it can be repaired, the hydrant across from City Hall is not meant to drain, the one at Old South Plantation needs to be repaired but it is a private hydrant, the one at the Peoples Bank has been removed and the one at Centertown Apartments needs to be removed but cannot be done until the water is turned off and all the meters are tied over.

Commissioner Redmon also commented on the property at 57 Jefferson Street. The owner had done some upgrades but has not finished them. Clerk Biven is to pull the documentation so the commission can see how to proceed.

**Item #4 – *Committee Reports***

**a) Main Street (Annette King)**

i) Mrs. King stated that the Jail House Dinner was a success. This gave the Main Street committee a chance to display the history of the building and also advertise about the upcoming Kentucky Gourd Society Annual Show.

The Main Street Regional Meeting is scheduled for May 14, 2014 at the City Hall Annex. Main Street Managers from surrounding counties will be in attendance.

There will be a sidewalk sale on May 17, 2014. This is to help kickoff the annual Kentucky Gourd Society Show.

Mrs. King gave special thanks to city employees who helped in getting the benches and trash cans installed across the street from City Hall.

**ii) Motion was made by Commissioner Spears and seconded by Commissioner Ingram to approve Mrs. King's hours for the month of April. Motion carried with a vote of 5-0.**

iii) There was no action taken on renewing the Main Street Office Contract. The Main Street Committee will discuss this issue at their next meeting.

**Item #5– *Old Business***

Clerk Biven stated he spoke with Joe Sisler to get an update on where he is with the list of projects for the removal of the old water and sewer facilities on the floodwall. Mr. Sisler said he would have the list to the commission before too long.



Item #6– *New Business*

a) Normandy Road Relocation - Caroline Justice with Kentucky Transportation Cabinet Ms. Justice was not present. Clerk Biven stated that the Mayor Pay needed to sign the relocation contract. **Motion was made by Commissioner Spears and seconded by Commissioner Proctor to have Mayor Pay sign the agreement between the City of Taylorsville and the Kentucky Transportation Cabinet. Motion carried with a vote of 5-0.**

b) Blue Bridge Lighting

Clerk Biven stated that the city has been approached about putting lighting up on the new bridge. KYTC wants to know what kind of lighting the commission wants; something like what is on Main Street or something like what is in front of the Annex and City Hall Mayor Pay stated he thought the commission would like to see a design of the lighting. **Motion was made by Commissioner Spears and seconded by Mayor Pay to go with the lights similar to those on Garrard Street and Main Cross and to get the specs from KU and give those to KYTC Motion carried with a vote of 5-0.**

c) Ernie Miller was present to discuss the Mock House. He is with the Historical Society. Mr. Miller stated he had spoken with Eric Wiseman who is with the Kentucky Heritage Council. Mr. Wiseman and Mr. Miller went through the house and Mr. Wiseman made some recommendations. Mr. Wiseman stated that the first need was to get ownership of the building. Once that is done it would need to be declared a National Landmark. Next, the building would need to be secured. Another matter would be to stabilize the house so that finally fund raising could start.

Mr. Dale stated that the City has discussed this home many times and that he did not see any way of getting a title without litigation. He has had all the paperwork ready for proceeding with Eminent Domain. **Motion was made by Commissioner Ingram and seconded by Commissioner Spears to allow counsel to proceed with the Eminent Domain on the Mock House. Motion carried with a vote of 5-0.**

d) Department Reports

i) Financial Report – Randy McConnell, City Comptroller, provided the commission with a Collateral Report. The City is fully collateralized at all three banks.

The next Financial Meeting will be Tuesday, May 13th at 10:00 A.M.

**General Fund**

Y-T-D Insurance Premium Revenue is \$147,587.

Year to Date Occupational License Receipts are \$259,613.

Year to Date Property Taxes net of Discounts are \$149,029.

### **Expenses**

Y-T-D Street Repair and Maintenance Expenses is \$16,208. \$7,223 of this amount is for purchase of Salt.

**The Municipal Road Aid Fund Balance is currently \$129,211.**

### **Water and Sewer Enterprise Fund - Revenues**

Year to Date Water Revenue of \$2,733,860 is \$241,140 under Budget.

Year to Date Meter Set Revenue of \$82,300 is \$12,300 over Budget.

Year to Date Sewer Revenue of \$271,524 is \$21,809 under Budget.

Year to Date Sewer Impact Fees of 21,000 are \$9,000 under Budget.

### **Expenses**

Louisville Water Expense of \$898,624 is \$2,791 over Budget.

A copy of the Public Hearing for the Fiscal Year 2015 was reviewed with the Commission.

**Motion was made by Commissioner Proctor and seconded by Commissioner Spears to proceed with the Budget Hearing public notice as stated for the paper. Motion carried with a vote of 5-0.**

**Motion was made by Commissioner Redmon and seconded by Commissioner Ingram to accept the Maddox and Associate's contract for audit services as presented. Motion carried with a vote of 5-0.**

### **ii) Public Safety – Toby Lewis, Police Chief**

Chief Lewis stated that the schedule was in the commissioner's packets but he has modified it to reflect his vacation time. With his accruals coming May 23rd, he needed to take some time off to get it back down to the maximum level that is allowable by policy for retirement purposes.

Chief Lewis is to meet with retirement on May 22nd to see if his retirement date will be July 1st or August 1st. He recommended that the City start the process of accepting applications. Commissioner Ingram stated she thought the commission needed to follow KLC recommendations on how to advertise for the Police Chief position. **Motion was made by Commissioner Redmon and seconded by Commissioner Proctor to advertise according to the KLC guidelines. Motion carried with a vote of 5-0.**



Chief Lewis updated the commission on a drug bust that Officer Wills and Officer Walls had worked on. They were able to make an arrest and seize property. Some of the items seized were: computers, a brand new generator, an F250 pickup truck, a 1976 Harley motorcycle, \$2,500 in cash as Chief Lewis had already stated, along with an additional \$200 in cash. 15% was given back to the Commonwealth Attorney's office off the top of any proceeds. The rest was split equally between the City Police and the Sheriff's Department. The buy money that was used in that case came from the Drug Intervention Fund. Chief Lewis would like to sell the motorcycle as soon as possible.

The School Board voted to renew the contract for the School Resource Officer for next school year.

Chief Lewis also mentioned that the 911 Contract is due to expire June 30, 2014. The cost quoted from the State Police was \$89,500 for the year. Chief Lewis suggested that the City recommend staying with the State Police. **Motion was made by Commissioner Proctor and seconded by Commissioner Spears to City stay with the Interlocal Agreement as it is written.** Motion carried with a vote of 5-0.

**Motion was made by Commissioner Spears and seconded by Commissioner Proctor to allow Chief Lewis and Officer Damon Jewell to be in uniform at graduation on May 30, 2014.** Motion carried with a vote of 5-0.

**The commission took a recess at this time.**

iii) Utility – Harold Compton, Public Works Director

a) Water – Mr. Compton stated that where the leak was on Townhill Road back in the winter. That line has not been reconnected to the tank. The line going up Townhill Road needs to be replaced from the intersection at Family Dollar on Main Street and up the hill. He said that he is not sure how this would be designed. Sisler-Maggard has given Mr. Compton a rough estimate of \$44,000 to do that. After some discussion, a **Motion was made by Commissioner Proctor and seconded by Commissioner Redmon to have Sisler-Maggard come up with the design the relocate those water lines.** Motion carried with a vote of 5-0.

Mr. Compton stated it is not the fire hydrant at Old South Plantation that is broke but the water line has pushed out of the check valve. That is the responsibility of the developer to fix and to Mr. Compton's knowledge it has not been fixed. After some discussion, a **Motion was made by Commissioner Proctor and seconded by Commissioner Spears to have Clerk Biven send a certified letter to the developer giving them 30 days to repair the problem or the City will repair it and send them a bill.** Motion carried with a vote of 5-0.



Mr. Compton mentioned cul-de-sacs at Highview Estates. Sisler-Maggard has marked the placement of those places with stakes and pins. He asked the commission how they wanted to proceed with this. The cul-de-sacs will be at the end of Persimmon and Sycamore.

There are two trees on the property line along the boundary of city hall where the privacy fence is going up that need to be removed. Mr. Compton is to get some prices to have the trees removed.

The tree that is on Maple Avenue at the Habitat for Humanity lot still needs to be removed. **Motion was made by Commissioner Spears and seconded by Commissioner Ingram to rebid the tree removal on Maple Avenue. Motion carried with a vote of 5-0.**

There was discussion about the surcharges on the Phase projects. To give potential new owners a notice, Mr. Dale recommended that those contracts be filed at the county clerk's office to give them a chain of title. The new owners would then know they are responsible for paying those surcharges. **Motion was made by Mayor Pay and seconded by Commissioner Proctor to have all Phase contracts on file and recorded at the county clerk's office. Motion carried with a vote of 5-0.**

b) Sewer – The Sewer Jetter has been in use removing grease build up from the restaurants. There are some issues that need to be resolved.

There are potholes on Jefferson Street that need to be repaired. Mr. Compton is to get some prices for repairing the potholes and to have the street overlaid.

There was a memorandum in the commissioner's packet pertaining to the Class D Felon Program Guidelines. Mr. Compton asked the commission for some guidance on this issue. The commission would like to utilize the Class Ds, if available during the week, to assist with the duties listed on page 64 of the packets and with the water department mowing. **Motion was made by Commissioner Ingram and seconded by Commissioner Redmon to use the Class Ds if available during the week to assist with the water department mowing and duties listed on page 64 and to work with the fire department in transportation and update the guidelines. Motion carried with a vote of 4-0.**

At this time Mayor Pay excused himself and Mayor Pro-Temp Spears presided over the rest of the meeting.

Mr. Compton stated he would like some clarification pertaining to the mileage sheet the water department was to be filling out. Commissioner Redmon stated what the commission would like to see done. The mileage needs to be recorded at the beginning and end of the day for each vehicle.

d) General Government - There was no discussion for general government.

e) Other New Business – There was no other new business.

**Item #7 – *Legal (City Attorney) John D. Dale***

a) Alcohol Beverage Control Ordinance (First Reading)

Mr. Dale gave the first reading of the Summary of the Alcohol Beverage Control Ordinance. No action needed to be taken at this time.

**Item #8 - *Elected Officials' Comments***

Commissioner Ingram stated she would like to make sure that the property tax software is purchased. Clerk Biven stated that the cost would roughly be \$7,000. That cost included the software, downloading it, license and training. **Motion was made by Mayor Pro-Temp Spears and seconded by Commissioner Proctor to purchase the property tax software. Motion carried with a vote of 4-0.**

Commissioner Ingram asked about accepting credit and debit cards. Clerk Biven stated that they have met with the bank pertaining to this. Clerk Biven also stated that they are looking into on-line payments.

Mayor Pro-Temp Spears would like to know what the options are pertaining to delinquent property taxes. Mr. Dale stated the city has an automatic lien on the property but to enforce that lien the city would need to file suit against the owner. That could be done in small claims court if under \$2,000. If there was a judgment against them then the city could garnish their wages or force the sale of the property. If the amount owed is above the \$2,000 then they could be taken to district court. Notice could be filed at the county clerk's office.

***EXECUTIVE SESSION***

**Item #9 -Motion was made by Commissioner Ingram and seconded by Commissioner Redmon to adjourn to Executive Session under provisions of KRS 61.810 (1) (b) Deliberations on the future acquisition of real estate by a public agency (c) Discussion of pending litigation against or on behalf of the public agency. (f) Discussions or hearings which might lead to the appointment, discipline, or dismissal of an individual employee.**

Mr. Dale stated that one provision was in regards to the negotiations on real estate and another is in regards to proposed litigation regarding open records acts, and the potential appointment of an employee. **Motion carried with a vote of 4-0.**



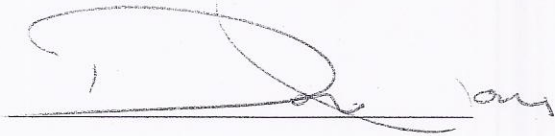
***RETURN TO OPEN SESSION***

Item #10 – Motion was made by Commissioner Ingram and seconded by Commissioner Redmon to return to open session. Motion carried a vote of 4-0.

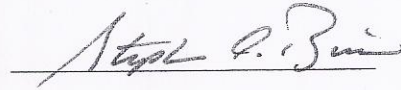
There was no action to take at this time.

***ADJOURN MEETING***

Item # 12- Motion was made by Commissioner Redmon and seconded by Commissioner Ingram to adjourn meeting. Motion carried with a vote of 4-0.

A handwritten signature in dark ink, appearing to read "Don Pay", written over a horizontal line.

Don Pay, Mayor

A handwritten signature in dark ink, appearing to read "Stephen A. Biven", written over a horizontal line.

Stephen A. Biven, City Clerk